

REMARKS

Applicant requests reconsideration and allowance of the present application in view of the foregoing amendments and the following remarks.

Claims 1, 3, 4, 6-11, 13, 16, 20-23, 25, 26, and 28 are pending in the present application. Claims 1, 4, 7, 11, 16, 21, 23, and 26 are the independent claims.

Claims 26 and 28 have been amended. No new matter has been added.

Initially, Applicants acknowledge with appreciation the indication that claims 1, 3, 4, 6-11, 13, 16, 20-23, and 25 are allowed. By the present Amendment, Applicants have not amended any of these claims and submit that these claims should remain allowed.

Claims 26 and 28 stand rejected under 35 U.S.C. § 101 as allegedly directed to non-statutory subject matter. All rejections are respectfully traversed.

Independent claim 26 and claim 28 have been amended to recite features of a tangible computer readable medium. Additionally, paragraph [0051] of the Specification has been amended to remove references to carrier waves in the description of examples of a processor readable medium. Thus, assuming arguendo that these claims defined a signal embodied in a carrier wave with descriptive material, these claims, as amended, can no longer reasonably be said to do so.

Accordingly, favorable reconsideration and withdrawal of the rejection of claims 26 and 28 under 35 U.S.C. § 101 are respectfully requested.

In view of the foregoing, Applicant respectfully submits that the independent claims patentably define the present invention over the citations of record. Further, the dependent claims should also be allowable for the same reasons as their respective base claims and further due to the additional features that they recite. Separate and individual consideration of the dependent claims is respectfully requested.

Applicant believes that the present Amendment is responsive to each of the points raised by the Examiner in the Official Action. However, if there are any formal matters remaining after this response, the Examiner is requested to telephone the undersigned to attend to such matters.


There being no further outstanding objections or rejections, it is submitted that the present application is in condition for allowance. An early action to that effect is courteously solicited.

If there are any additional fees associated with filing of this Amendment, please charge the same to our Deposit Account No. 19-3935.

Respectfully submitted,

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